

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**COMPLETION OF FILING NATIONAL PHASE OF PCT APPLICATION**  
**UNDER RULE 35 USC 371 AND 37 CFR 1.494(c) OR 1.495(c)****COMPLETION**  
**For PCT Cases Only****BOX PCT**In re PATENT APPLICATION of

Inventor(s): Imai

Appln. No.: 10 | 549,906  
Series Code<sup>1</sup> | Serial No.<sup>1</sup>Atty. Dkt. 62683 |           
M# | Client Ref

National Phase Filed: September 20, 2005

Based on PCT JP04 | 03622  
<sup>1</sup> Country Code

(Our Deposit Account No. 50-0687)

(Our Order No. 62683 |         )  
C# | M#Title: NOVEL CRYSTAL OF 7-[2-(2-AMINOTHIAZOLE-4-  
YL)-2-HYDROXYIMINOACETAMIDO-3-VINYL-3-  
CEPHEM-4-CARBOXYLIC ACID (SYMISOMER) AND  
METHOD FOR PREPARATION THEREOF

Date: November 29, 2006

**FILING OF ITEM(S) LATE IN PCT/USA NATIONAL CASE**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:


The following completes the filing of the subject application under Rule 494(c)/495(c). Please accept the following attached items:

1. Missing Requirements Notice (PCT/DO/EO/905) ☒ copy attached ☐ not yet received
2. ☒ Signed Declaration ☐ Original ☒ Facsimile/Copy ☐ with spec/claims attached
3. ☐ Translation of the International Application into English including:
  - a. ☐ Request; b. ☐ Abstract
  - c. ☐ pgs. Spec. and Claims; d. ☐ Translation verification
  - e. ☐ sheets Drawing which are ☐ informal ☐ formal of size ☐ A4 ☐ 11" ☐ 13" ☐ 14"
4. ☐ a copy of International Search Report (ISR) attached ( ☐ page(s))
  - a. ☐ plus Annex of family members ( ☐ page(s))
5. Information Disclosure Statement including:
  - a. ☐ Form PTO-1449 listing documents
  - b. ☐ Copies of document(s) listed on Form PTO-1449
  - c. ☐ A concise explanation of ISR references is given in the ISR
6. ☐ Assignment and cover sheet. Please return the recorded assignment to the undersigned.
7. ☐ Copy of Power to international application agent
8. ☐ (No.) Verified Statement(s) establishing "small entity" status under Rules 9 & 27.
9. ☐ Formal Drawings: ☐ sheet(s) ☐ informal; ☐ formal of size: ☐ A4 ☐ 11" ☐ 13" ☐ 14"

- |  |                                     |            |  |  | Large/Small<br>Entity      |         | Fee<br>Code                              |
|--|-------------------------------------|------------|--|--|----------------------------|---------|--|
| 16. Total Effective Claims   |                                     | minus 20 = |  | x \$   | +                          | 966/967 |  |
| 17. Independent Claims   |                                     | minus 3 =  |  | x \$   | +                          | 964/965 |  |
| 18. If <u>any proper</u> multiple dependent claim (ignore improper) is present, add  |                                     |            |  |  | \$                         | +       | 968/969                                  |
| 19. Filing Declaration late, fee paid  | <input checked="" type="checkbox"/> | previously |  | now  | \$                         | +       | 154/254                                  |
| 20. SUBTOTAL =   |                                     |            |  |  | \$                         |         |  |
| 21. <u>Original</u> due date:  |                                     |            |  |  |                            |         |  |
| 22. <b>Petition is hereby made</b> to extend the <u>original</u> due date to cover the date this response is filed for which the requisite fee is attached |                                     |            |  | (1 months)<br>(2 months)<br>(3 months)<br>(4 months)<br>(5 months) | \$<br>\$<br>\$<br>\$<br>\$ | +       | 115/215<br>116/216<br>117/217<br>118/218 |
| 23. TOTAL  |                                     |            |  |  | \$                         |         |  |
| 24. If "non-English" box 2 is X'd, add Rule 17(k) processing fee . . . . .   |                                     |            |  |  | \$                         | +       | 156                                      |
| 25. If "assignment" box 6 is X'd, add recording fee . . . . .  |                                     |            |  |  | \$                         | +0      | 581                                      |
| 26. TOTAL FEE ENCLOSED =   |                                     |            |  |  | \$0                        |         |  |

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown in the heading hereof for which purpose a duplicate copy of this sheet is attached.

**This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed.**

Manelli Denison & Selter, PLLC      By: Atty: Jeffrey S. Melcher      Reg. No. 35,950  
Customer No. : 20736      Sig:       Fax: (202) 887-0336  
Tel: (202) 261-1045

**NOTE:** File in duplicate with PTO return receipts & attachments

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# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
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Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,906	Eiji Imai	62683

INTERNATIONAL APPLICATION NO.

PCT/JP04/03622

I.A. FILING DATE

PRIORITY DATE

03/18/2004

03/24/2003

20736

MANELLI DENISON & SELTER  
2000 M STREET NW SUITE 700  
WASHINGTON, DC 20036-3307

CONFIRMATION NO. 4791

371 FORMALITIES LETTER



\*OC000000021282363\*

Date Mailed: 11/20/2006

## NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/20/2005
- English Translation of the IA filed on 09/20/2005
- Copy of the International Search Report filed on 09/20/2005
- Preliminary Amendments filed on 09/20/2005
- U.S. Basic National Fees filed on 09/20/2005
- Priority Documents filed on 09/20/2005
- Specification filed on 09/20/2005
- Claims filed on 09/20/2005
- Abstracts filed on 09/20/2005
- Drawings filed on 09/20/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,906	PCT/JP04/03622	62683

FORM PCT/DO/EO/905 (371 Formalities Notice)